

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD**

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 13242 of 2005

Between:

- 1 R. Veerabhadru S/o. R. Naganna
R/o. Edduladoddi Village Tuggali Mandal
Kurnool District.
- 2 P.C. Ranganna S/o. P. Sunkanna
R/o. Edduladoddi Village Tuggali Mandal
Kurnool District.

..... PETITIONERS

AND

- 1 The District Collector/Chairman,
District Water Management Agency, Kurnool.
- 2 The Project Director District,
Water Management Agency, Kurnool.
- 3 The Asst. Project Director (Agrl) & Team Leader,
Multi Disciplinary Team (MDT)
Pattikonda, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents 2 & 3 in not implementing the directions issued by the 1st respondent vide letter No.Rc.D1.473/2002, dated 02-12-2004, as arbitrary, illegal, unjust and consequently direct the respondents to implement the direction issued by the 1st respondent vide letter No.Rc.D1.473/2002, dt.02-12-2004 and reconstitute the water shed committees of Edduladoddi Village, Tuggali Mandal, Kurnool District, forthwith.

Counsel for the Petitioners: Mr. C.PRAKASH REDDY

Counsel for the Respondents: GP FOR AGRICULTURE

The Court, at the stage of admission, made the following :

ORDER:

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The Writ Petition is filed for a declaration that the failure of the respondents 2 and 3 in implementing the direction of the 1st respondent, dated 02-12-2004, to conduct a Grama sabha and select a water shed committee, is illegal and for a direction to the respondents.2 and 3 to implement the directions of the 1st respondent.

2. The directions of the 1st respondent contained in the communication, dated 02-12-2004, are in the nature of the administrative instructions without any statutory force for constitution of a water shed committee. If those directions are not implemented, the remedy of the petitioners is to pursue the 1st respondent to effectuate his directives. No mandamus can be issued to empower the District Collector administratively. The Writ Petition is misconceived.

3 Accordingly, the Writ Petition is dismissed.

(GODA RAGHURAM,J)

7th July, 2005.

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To

1 The District Collector/Chairman,
District Water Management Agency, Kurnool.

2 The Project Director District,
Water Management Agency, Kurnool.

3 The Asst. Project Director (Agrl) & Team Leader,
Multi Disciplinary Team (MDT)
Pattikonda, Kurnool District.

4 Two CCs to the GP for Agriculture,
High Court of A.P., Hyderabad (O.U.T.)

5 Two CD copies.